

1 PAUL S. METSCH [SBN 121912]
2 ELIZABETH A. MITCHELL [SBN 204853]
3 SOLOMON WARD SEIDENWURM & SMITH, LLP
4 401 B Street, Suite 1200
5 San Diego, California 92101
6 Telephone: (619) 231-0303
7 Facsimile: (619) 231-4755
8 Attorneys for Use-Plaintiff HELIX ELECTRIC,
9 INC.

10 RAYMOND M. BUDDIE [SBN 121353]
11 RICK W. GRADY [SBN 235976]
12 PECKAR & ABRAMSON, P.C.
13 250 Montgomery Street, 16th Floor
14 San Francisco, CA 94104
15 Tel: 415-837-1968
16 Fax: 415-837-1320
17 Attorneys for Defendants RQ CONSTRUCTION,
18 INC. and AMERICAN MOTORISTS INSURANCE
19 COMPANY

20 UNITED STATES DISTRICT COURT
21 EASTERN DISTRICT OF CALIFORNIA

22 THE UNITED STATES OF AMERICA, FOR
23 THE USE AND BENEFIT OF HELIX
24 ELECTRIC, INC., a California
25 corporation,

26 Use-Plaintiff,

27 v.

28 RQ CONSTRUCTION, INC., a
corporation; AMERICAN MOTORISTS
INSURANCE COMPANY, an Illinois
corporation,

Defendants.

CASE NO. 2:05-CV-00925-GEB-JFM
STIPULATION AND ORDER FOR
DISMISSAL

Judge: Garland E. Burrell, Jr.
Courtroom 10
Complaint Filed: May 11, 2005

29 Use-Plaintiff Helix Electric, Inc. and Defendants RQ Construction, Inc. and
30 American Motorists Insurance Company, by and through their respective
31 attorneys of record, hereby stipulate as follows:

32 1. The Parties have effected a written settlement effective September
33 27, 2005 (the "Settlement Agreement"); and

1 2. Based on such settlement, the Parties request that the Court dismiss
2 this entire action with prejudice.

3 Dated: October 12, 2005 SOLOMON WARD SEIDENWURM & SMITH, LLP

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By: /s/ Paul S. Metsch

PAUL S. METSCH

ELIZABETH A. MITCHELL

Attorneys for Use-Plaintiff HELIX

ELECTRIC, INC.

DATED: September 27, 2005

PECKAR & ABRAMSON, P.C.

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By: /s/ Rick W. Grady

RAYMOND M. BUDDIE

**RAYMOND M. B.
RICK W. GRADY**

KIRK W. GRABER
Attorneys for Defendants RO

Attorneys for Defendants RQ CONSTRUCTION, INC. and AMERICAN

ORDER

5 Based on the foregoing Stipulation, and good cause appearing therefor,
6 IT IS HEREBY ORDERED that this action is dismissed in its entirety with
7 prejudice.

IT IS SO ORDERED.

9 || DATED: October 20, 2005

/s/ Garland E. Burrell, Jr.

GARLAND E. BURRELL, JR.

United States District Judge